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MONTANA LEGISLATIVE HISTORY

Chapter 288 19 87

Bill H 615 S _____ Original bill & history ____C

H. Committee on Human Services and Aging		S. Committee on Public Health Welfare & Safety	
Hearing Date(s) Feb 10	✓ C	Hearing Date(s) Mar 11	✓ C
_____	____C	_____	____C
_____	____C	_____	____C
_____	____C	_____	____C
Date Out _____	____C		

Did this bill originate in an interim committee? ____Yes ____No

Committee _____ Report _____

TRANSMITTED TO SENATE
2/17 REFERRED TO LOCAL GOVERNMENT
3/10 HEARING
3/20 COMMITTEE REPORT--BILL CONCURRED AS AMENDED
3/24 2ND READING CONCURRED 48 0
3/26 3RD READING CONCURRED 50 0

RETURNED TO HOUSE WITH AMENDMENTS
4/08 2ND READING AMENDMENTS CONCURRED 84 2
4/09 3RD READING AMENDMENTS CONCURRED 93 4
4/14 SIGNED BY SPEAKER
4/14 SIGNED BY PRESIDENT

4/15 TRANSMITTED TO GOVERNOR
4/20 SIGNED BY GOVERNOR
CHAPTER NUMBER 546 EFFECTIVE DATE: 10/01/87

HB 613 INTRODUCED BY SCHYE
MEDICAL PERSONNEL GUNSHOT AND STAB WOUND REPORTS -- CONTENTS

2/05 INTRODUCED
2/05 REFERRED TO HUMAN SERVICES & AGING
2/10 HEARING
2/10 TABLED IN COMMITTEE

HB 614 INTRODUCED BY MILLER
REMOVING REQUIREMENT OF QUARTERLY REPORT ON DEVELOPMENTAL DISABILITIES
BY REQUEST OF DEPARTMENT OF SOCIAL & REHABILITATION SERVICES

2/05 INTRODUCED
2/05 REFERRED TO HUMAN SERVICES & AGING
2/10 HEARING
2/10 COMMITTEE REPORT--BILL PASSED AS AMENDED
2/12 2ND READING PASSED 94 1
2/13 3RD READING PASSED 90 0

TRANSMITTED TO SENATE
2/16 REFERRED TO PUBLIC HEALTH, WELFARE & SAFETY
3/20 HEARING
3/23 COMMITTEE REPORT--BILL CONCURRED
3/27 2ND READING CONCURRED 50 0
3/30 3RD READING CONCURRED 50 0

RETURNED TO HOUSE
4/03 SIGNED BY SPEAKER
4/04 SIGNED BY PRESIDENT

4/04 TRANSMITTED TO GOVERNOR
4/09 SIGNED BY GOVERNOR
CHAPTER NUMBER 426 EFFECTIVE DATE: 10/01/87

HB 615 INTRODUCED BY CODY
REVISING THE LAWS REGULATING THE PRACTICE OF PODIATRY
BY REQUEST OF BOARD OF MEDICAL EXAMINERS

2/05 INTRODUCED
2/05 REFERRED TO HUMAN SERVICES & AGING
2/10 HEARING
2/10 COMMITTEE REPORT--BILL PASSED
2/12 2ND READING PASSED 95 2

2/13	3RD READING PASSED	86	4
	TRANSMITTED TO SENATE		
2/16	REFERRED TO PUBLIC HEALTH, WELFARE & SAFETY		
3/11	HEARING		
3/12	COMMITTEE REPORT--BILL CONCURRED		
3/17	2ND READING CONCURRED	50	0
3/19	3RD READING CONCURRED	49	0
	RETURNED TO HOUSE		
3/23	SIGNED BY SPEAKER		
3/24	SIGNED BY PRESIDENT		
3/25	TRANSMITTED TO GOVERNOR		
3/29	SIGNED BY GOVERNOR		
	CHAPTER NUMBER 288 EFFECTIVE DATE: 10/01/87		

HB 616 INTRODUCED BY SPAETH
PROVIDES RIGHT OF EMINENT DOMAIN TO OWNERS OF OIL AND GAS LEASES

2/05	INTRODUCED		
2/05	REFERRED TO NATURAL RESOURCES		
2/09	HEARING		
2/12	COMMITTEE REPORT--BILL NOT PASSED		
2/13	ADVERSE COMMITTEE REPORT ADOPTED	93	5

HB 617 INTRODUCED BY VINCENT, ET AL.
REVISING MARKET VALUE THRESHOLD FOR LOW-INCOME PROPERTY TAX RELIEF

2/05	INTRODUCED		
2/05	REFERRED TO TAXATION		
2/06	FISCAL NOTE REQUESTED		
2/12	FISCAL NOTE RECEIVED		
2/18	HEARING		
3/18	COMMITTEE REPORT--BILL PASSED		
3/20	2ND READING PASSED	92	5
3/21	3RD READING PASSED	90	6
	TRANSMITTED TO SENATE		
3/23	REFERRED TO TAXATION		
3/30	HEARING		
3/31	COMMITTEE REPORT--BILL CONCURRED		
4/02	2ND READING CONCURRED	50	0
4/03	3RD READING CONCURRED	48	1
	RETURNED TO HOUSE		
4/07	SIGNED BY SPEAKER		
4/07	SIGNED BY PRESIDENT		
4/08	TRANSMITTED TO GOVERNOR		
4/09	SIGNED BY GOVERNOR		
	CHAPTER NUMBER 427 EFFECTIVE DATE: 4/09/87		

HB 618 INTRODUCED BY RAPP-SVRCEK, ET AL.
WORKERS' COMPENSATION DIVISION CHARGE NATIONAL COUNCIL ON COMPENSATION INSURANCE MINIMUM FEE TO PROCESS PLAN NO. 3 POLICY

2/05	INTRODUCED		
2/05	REFERRED TO BUSINESS & LABOR		
2/06	FISCAL NOTE REQUESTED		
2/10	FISCAL NOTE RECEIVED		

MARIE CHRISTOPHER, Montana Low Income Coalition, stated this legislation encourages the poor people of Montana to attempt to better their standards by accepting spot jobs and poorly paid jobs without fear of losing their GA benefits.

VERN SANDERS, CCC, expressed his feelings on the disincentives of the current system and the benefits of receiving this incentive as a motivation for those on GA.

OPPONENTS

REP MCCORMICK then closed the testimony on the legislation.

Rep Simon referred to the fiscal note which implied technical or mechanical defects in the proposed legislation or conflicts with existing legislation (section 53-3-205(2) and 53-3-205 (3) appear to be contradictory) and asked for a response from Rep McCormick on this conflict. Rep McCormick stated he felt the fiscal note was in error.

CONSIDERATION OF HOUSE BILL 615

REP CODY, introduced HB 615, by request of the Board of Medical Examiners, revising the laws regulating the practice of podiatry. She elaborated on the changes in the proposed legislation.

PROPONENTS

MAURICE HAMMEL, Podiatric Physician and Surgeon, representing the Board of Medical Examiners, stated the current statutes covering the Podiatrists in Montana have not been revised since 1947; this legislation updates the qualifications for Podiatrists consistent with the educational requirements and spells out specifically what disciplinary action may be taken.

LOREN ROGERS, Podiatrist practicing in Missoula, expressed support for the legislation and urged passage of the bill.

JERRY LOENDORF, Montana Medical Association, expressed the association's support for the bill. He stated the flexibility given to the board for disciplinary matters was very important

BILL LEARY, Montana Hospital Association, spoke in support of the proposed legislation.

REP CODY then closed testimony on HB 615.

EXECUTIVE SESSION - HOUSE BILL 615

REP NELSON made a motion that HB 615 DO PASS.

A voice vote was taken and the motion PASSED unanimously.

EXECUTIVE SESSION - HOUSE BILL 614

REP SIMON made a motion to amend HB 614 on page 2,lines 3 through 7, strike new section two (2), extension of authority, in its entirety.

A voice vote was taken and the motion PASSED unanimously.

REP BROWN made a motion that HB 614 DO PASS as amended.

A voice vote was taken and the motion PASSED unanimously.

EXECUTIVE SESSION - HOUSE BILL 613

REP STRIZICH made a motion to amend HB 613 on line 14, strike "make a"; "that includes but is", line 15 strike "not limited to the cause, if reported to him", insert "the" before "nature", and on lines 19, 20, and the title, strike "cause, if reported to him,".

A voice vote was taken and the motion PASSED unanimously.

REP BROWN made a motion to amend line 16, following "injury", strike ". The report shall be sent".

A voice vote was taken and the motion PASSED unanimously.

REP STRIZICH made a motion that HB 613 DO PASS AS AMENDED.

REP KITSELMAN made a substitute motion TO TABLE HB 613.

A voice vote was taken and motion PASSED, with 10 voting yes and 8 voting no.

EXECUTIVE SESSION - HOUSE BILL 542

REP KITSELMAN made a motion that HB 542 DO NOT PASS.

REP SQUIRES made a substitute motion that HB 542 DO PASS.

DAILY ROLL CALL

HUMAN SERVICES AND AGING COMMITTEE

50th LEGISLATIVE SESSION -- 1987

Date [illegible]

NAME	PRESENT	ABSENT	EXCUSED
REP. BUDD GOULD, CHAIRMAN	✓		
REP. BOB GILBERT, VICE CHAIRMAN	✓		
REP. JAN BROWN	✓		
REP DUANE COMPTON	✓		
REP. DOROTHY CODY	✓		
REP. DICK CORNE'	✓		
REP. LARRY GRINDE	✓		
REP. STELLA JEAN HANSEN	✓		
REP. LES KITSELMAN	✓		
REP. LLOYD MC CORMICK	✓		
REP. RICHARD NELSON	✓		
REP. JOHN PATTERSON	✓		
REP. ANGELA RUSSELL	✓		
REP. JACK SANDS	✓		
REP. BRUCE SIMON	✓		
REP. CAROLYN SQUIRES	✓		
REP. TONIA STRATFORD	✓		
REP. BILL STRIZICH	✓		

CS-30

STANDING COMMITTEE REPORT

FEBRUARY 10, 19 87

Mr. Speaker: We, the committee on HUMAN SERVICES AND AGING

report HOUSE BILL NO. 615

☑ do pass
☐ do not pass

☐ be concurred in
☐ be not concurred in

☐ as amended
☐ statement of intent attached

REP. R. BUDD GOULD, Chairman

REVISING THE LAWS REGULATING THE PRACTICE OF PODIATRY

FIRST reading copy (WHITE)

Margaret Barkley, President, Montana Board of Nursing, testified that for the purpose of the Board to meet its responsiblity of protecting the public's health, the Nursing Statute needs to be changed from time to time to keep current with changes in health care. The Nursing Board would like to have the terms of its public members staggered so that they have better continuity in dealing with issues; the board would like to clarify the qualifications for recognition in the specialty areas of nursing and who does the dertification in specialty areas; and the Board would like to revise its investigation and complaint and hearing procedures so that the public and the board and constituents would know the procedures followed by the board. This would allow for greater protection for the public. She also gave testimony for Janice Anderson, public member of the board, who supports the changes. Exhibit # 3.

Leta Livoti, Montana Association of Nurse Anesthetists, stated that the MANA supports the bill as amended by the House of Representatives.

Eileen Robbins, Montana Nurses' Association, stated that the MNA concurrs with the previous testimony and urges passage of the bill. Exhibit # 4.

DISCUSSION OF H.B. 541: Sen. Himsl: On Page 4 it says that the applicant must be certified by a specialty area certifying body. Where is the identity of the specialty area certifying body?
Phyllis McDonald: The law has identified three areas of specialty practice. The American Nurses Association certifies most nurse practitioners; the American College of Nurse midwives certifies nurse midwives; and the American College of Nurse Anesthetists certifies nurse anesthetists.
Sen. Himsl: Who would I go to for certification, if I wanted to be one of these?
Phyllis McDonald: You would go to any one of these organizations which provides certification. This is a national certification; and when a R.N. receives it, it applies to any state requirements.
Mary Monger: The Board of Nursing decides whether a body is an authorized body to provide that certification.

Sen. Himsl: Does this strike the American Nurses Association then?
Mary Monger: Yes, it does. The state board looks at who certifies the nurse specialist and is legitimately certified to certify individuals.

Rep. Smith closed with the statement that the ladies have all this figured out better than the men and he urged a do pass.

ACTION ON H.B. 541: Sen. Vaughn moved that H.B. 541 BE CONCURRED IN. The bill received a unanimous do pass. Sen. Vaughn will carry.

CONSIDERATION OF HOUSE BILL NO. 615: Rep. Dorothy Cody, District # 20, sponsor of H.B. 615, explained the various provisions of the bill which would change some provisions relating to the practive of podiatry. Specifically, Sec. 3 eliminates the use of the work chiropodist, since that term is no longer used; Sec. 4 defines all the terms of licensure; Sec. 6 establishes procedures for renewal of license fees and correctional action

that may be taken for failure to renew; Sec. 9 is new and deals with unprofessional conduct.

PROPONENTS: Morris Hammill, Board of Medical Examiners, stated that the broad statutes have been the same since 1947, but that this bill updates the discinplinary statutes. It ensures qualified, competent physicians in Montana and redoes the educational requirements by adding an extra year of training. These changes will ensure better monitoring and thus protect the public.

Ed Bertinolli, Board of Medical Examiners, stated that some of the regulations and language relating to podiatry were very outdated and this bill brings them up to date with modern practice.

Jerry Loendorf, Montana Hospital Association, stated that this bill allows new doctors to get started in the state by issuing a provisional license, while they go through the longer process of obtaining a permanent license. The bill gives the board broader powers, has new provisions for unprofessional activities, and contains statutes similar to those governing other parts of the medical profession.

Lawrence Rogers, Podiatrist, Missoula, stated that the Northwest Podiatrist Association has updated its educational requirements, and the bill recognizes those requirements; the state can initiate punitive regulations better through this bill; and the state's residents will get better protection.

DISCUSSION OF H.B. 615: Sen; Himsl: Is there a grandfather clause in this bill?
Mr. Hammill: The bill will become effective in September, 1987. I assume that all physicians practicing in the state will remain.
Rep. Cody: This only applies to people applying after September 30, so the grandfathering is in the bill.

Rep. Cody, in closing, stated that the bill is clear and without ambiguity.

ACTION ON H.B. 615: Sen. McLane moved that H.B. 615 BE CONCURRED IN. The vote to pass was unanimous. Sen. McLane will carry the bill.

CONSIDERATION OF HOUSE BILL NO. 788: Rep. Red Menahan, District # 67, sponsor of H.B. 788, informed the committee that he would like the bill tabled. His written statement is filed with the committee minutes.

ACTION ON H.B. 402: Karen Renne discussed a concern from the Historical Society on whether the patient record would conflict with the public record. She told the Historical Society that that should not happen. Sen. Williams moved the H.B. 402 BE CONCURRED IN. The vote in favor was unanimous. Sen. Williams will carry the bill.

ACTION ON H.B. 471: The amendments were distributed by Karen Renne; she first discussed the intent of "general nutritional information" and the places the term is used.

ROLL CALL

Public Health, Welfare and Safety COMMITTEE

50th LEGISLATIVE SESSION -- 1987 Date 3-11

NAME	PRESENT	ABSENT	EXCUSED
Dorothy Eck	X		
Bill Norman	X		
Bob Williams	X		
Darryl Meyer	X		
Eleanor Vaughn	X		
Tom Rasmussen	X		
Judy Jacobson	X		
Harry H. "Doc" McLane	X		
Matt Himsl	X		
Tom Hager	X		

Each day attach to minutes.

COMMITTEE ON

VISITORS' REGISTER

NAME	REPRESENTING	BILL #	Check One: Support	Opp
[illegible]	Mt. Medical Assn	HB 555 HB 615	✓	
[illegible]	BD Med Exr	HB 555 HB 615	✓	
Margaret Barkley	Mt. St. Board of Nsg	HB 541	✓	
Phyllis McDonald	MT. Board of Nsg	HB 541	✓	
Polly Junkermier Poole	MT. Dietetic Assn.	HB 471	✓	
[illegible]	MT Board med Exam	HB 555 HB 615	✓	
[illegible]	MPMA.	HB 615	✓	
Eileen Roberts	Montana Nurses Assoc	555 541	✓	
Peter Zinde	MANA	541	✓	
Pat Bellinger	Mont Dietetic Ass	471	✓	

(Please leave prepared statement with Secretary)

STANDING COMMITTEE REPORT

MARCH 11 19 87

MR. PRESIDENT

We, your committee on Senate Public Health, Welfare and Safety

having had under consideration House Bill No. 615

Third reading copy (Blue color)

REVISING THE LAWS RELATING TO PODIATRY

CODY (McLANE)

Respectfully report as follows: That House Bill No. 615

BE CONCURRED IN

~~XXXXXX~~
DO PASS

~~XXXXXXXXXX~~

DOROTHY PCK
Chairman.